

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ALLIANZ GLOBAL INVESTORS GMBH,
et al.,

Plaintiffs,

18 Civ. 10364 (LGS)

- against -

~~PROPOSED~~ ORDER

BANK OF AMERICA CORPORATION, et
al.,

Defendants.

LORNA G. SCHOFIELD, District Judge:

WHEREAS, on February 9, 2021, the Court issued an Order ~~denying Plaintiffs Forsta AP-fonden's ("AP1") and Fjarde AP-fonden's ("AP4") motion to dismiss as moot because the Court's May 28, 2020, Opinion and Order dismissed AP1's and AP4's claims.~~ denying Plaintiffs Forsta AP-fonden's ("AP1") and Fjarde AP-fonden's ("AP4") motion to dismiss as moot because the Court's May 28, 2020, Opinion and Order dismissed AP1's and AP4's claims. ~~AP-fonden ("AP1") and Fjarde AP-fonden ("AP4") from the case. Dkt. No. 756.~~ Dkt. No. 756.

WHEREAS, on February 11, 2021, AP1 and AP4 filed a letter seeking an amendment to the February 9, 2021 Order; it is hereby

ORDERED that the February 9, 2021 Order is hereby amended to replace the penultimate paragraph with the following:

ORDERED that, the AP Plaintiffs' January 31, 2021, pre-motion letter is construed as a motion to dismiss pursuant to Federal Rule of Civil Procedure 41(a)(2), and with respect to AP1 and AP4, such motion is **DENIED** as moot. The Court's May 28, 2020, Opinion and Order dismissed *with prejudice* ~~claims that did not fall into any recognized FTAIA exception. Because all of AP1's and AP4's claims fell outside the FTAIA exception, and AP1 and AP4 do not have any remaining claims, they are dismissed from the case.~~

certain claims. Based on the May 28, 2020, Opinion and Order and AP1's and AP4's representation that they do not have any remaining claims, they are dismissed from the case.

Dated: February 17, 2021
New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE